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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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09/874,894

06/05/2001

William Jones

303.764US1

3744

21186

7590

01/15/2003

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EXAMINER

LE, THONG QUOC

ART UNIT

PAPER NUMBER

2818

DATE MAILED: 01/15/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

**Office Action Summary**

Application No.

09/874,894

Applicant(s)

JONES ET AL.

Examiner

Thong Q. L.

Art Unit

2818

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☐ Responsive to communication(s) filed on \_\_\_\_.
- 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-29 and 42-53 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-29 and 42-53 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- 11) ☐ The proposed drawing correction filed on \_\_\_\_ is: a) ☐ approved b) ☐ disapproved by the Examiner.
- If approved, corrected drawings are required in reply to this Office action.
- 12) ☐ The oath or declaration is objected to by the Examiner.

**Priority under 35 U.S.C. §§ 119 and 120**

- 13) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.
- 14) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).
- a) ☐ The translation of the foreign language provisional application has been received.
- 15) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

**Attachment(s)**

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☒ Information Disclosure Statement(s) (PTO-1449) Paper No(s) 8.
- 4) ☐ Interview Summary (PTO-413) Paper No(s). \_\_\_\_.
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: \_\_\_\_\_

### **DETAILED ACTION**

1. Amendment filed on November 08, 2002 has been entered.
2. Claims 1-29, 42-53 are presented for examination.

### ***Information Disclosure Statement***

3. This office acknowledges receipt of the following items from the Applicant:  
Information Disclosure Statement (IDS) filed on November 08, 2002.
4. Information disclosed and list on PTO 1449 was considered.

### ***Claim Rejections - 35 USC § 102***

5. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in-

(1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effect under this subsection of a national application published under section 122(b) only if the international application designating the United States was published under Article 21(2)(a) of such treaty in the English language; or  
(2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that a patent shall not be deemed filed in the United States for the purposes of this subsection based on the filing of an international application filed under the treaty defined in section 351(a).

6. Claims 1-29, 42-53 are rejected under 35 U.S.C. 102(e) as being anticipated by OOISHI et al. (U.S. Patent No. 2002/0051404).

Regarding claims 1-53, OOISHI et al. disclose a memory device (Figure 1, 1000) comprising a delay locked loop (Figure 5, 300) for generating an internal clock signal (ABSTRACT) based on an external clock signal (Figure 5, CLK), the DLL keeping the external and internal clock signal synchronized by performing a synchronization

operation (ABSTRACT); and a DLL controller (figure 4, 330) having a selector (Figure 5, SW) connected to the DLL for selectively activating a DLL control signal during a test mode of the memory device to prevent the DLL from performing the synchronization operation during the test mode (ABSTRACT, Column 3, paragraph 0039 and 0054) as claims 1, 8 disclose, and a plurality of memory cells (104) as claim 2 disclose, and during test mode the memory cells are activated in preparation for subsequent access to the memory cells (ABSTRACT) as claims 3-5, 9-11 disclose, and the DLL includes a phase detector (Figure 4, 320) and a shift register (Figure 200) as claims 6, 12, 15, 17 disclose, and DLL controller includes a test mode select input (Figure 1, TM from 46), and output to the DLL (Figure 4) as claims 7, 13, 18 disclose, and the memory device including a plurality of inputs for receiving a plurality of input signals and an external clock signal (Figure 1, 2, 10, 30, 70) as claim 14 discloses and the DLL includes a delay lines have a plurality of delay stages connected in series (Figure 4, Figure 11) as claim 16 discloses, and an output connected to the phase detector providing the DLL control signal (Figure 4, UP, DOWN) as claims 19-20 disclose, and system comprising a processor (paragraph 0004) as claims 21-29 disclose, and the memory device includes an input for receiving an external clock signal (Figure 1, 2, ABSTRACT) as claims 42-53 disclose.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Thong Q. Le whose telephone number is 703-306-9123. The examiner can normally be reached on 8:00am-5:00pm M-F.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, David C. Nelms can be reached on 703-308-4910. The fax phone numbers for the organization where this application or proceeding is assigned are 703-872-9318 for regular communications and 703-872-9319 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-306-3329.



Thong Q. Le  
Examiner  
Art Unit 2818

January 9, 2003